ABSTRACT

Public Servants – Municipal Administration & Urban Development Dept., - Allegation of Corruption against Sri Karri Siva Sankara Prasada Rao, Surveyor–cum-Draughtsman, Planning Wing, VUDA, Visakhapatnam – Trapped on 12.09.2014 – Sanction of Prosecution – Orders – Issued.

MUNICIPAL ADMINISTRATION & URBAN DEVELOPMENT(VIG.I) DEPARTMENT

G.O.MS.No. 122 Dated: 12-05-2016

Whereas, Sri Karri Siva Sankara Prasada Rao, Surveyor-cum-Draughtsman, Planning Wing, VUDA, Visakhapatnam city worked as from 25.02.2004 to 12.09.2014 and by virtue of the post held by him, he falls under the category of a Public Servant as defined under Section 2 (c) of Prevention of Corruption Act, 1988 (Central Act 49 of 1988).

2. And whereas, "Sri Palepu Sudhakumar, S/o late Babu Rao, 30 years, a resident of D.No.9-7-7 (E) Eswarbaba Nilayam, Behind Krishna's Temple, Sivajipalem, Visakhapatnam City, who was intending to start an Edible Oil Expelling Unit in the name and style as "NENU SAITHAM'' at Potnuru Village of Padmanabham Mandal submitted an application on 28-03-2014 to the District Industries Centre, Visakhapatnam with a request to grant permission under Single Window Scheme for commencing Edible Oil Expelling Unit. The said application was forwarded to the concerned Departments viz., Electricity, Pollution Control Board, VUDA for giving permission. Thereafter the Chief Urban Planner, VUDA, Visakhapatnam sent a letter in Rc.No.3774/2014/L6, dated 11.07.2014 to Sri Sudhakumar to furnish the required documents and to pay processing fee for approval of layout of the site plan. Accordingly on 23-08-2014 he submitted required documents and processing fee receipts in VUDA Office. On 10.09.2014 evening he went to the O/o Chief Urban Planner, VUDA, Visakhapatnam and approached Sri Karri Siva Sankara Prasada Rao, Surveyor-cum-Draughtsman(SDM) and when enquired about the plan approval he informed that the site plan of the project is under process and demanded him to pay an amount of Rs. 25,000/- as bribe for forwarding the same to the higher officials for approval. When Sri Palepu Sudhakumar expressed his inability to give that much amount and requested. Sri Siva Sankara Prasada Rao asked him to pay an amount of Rs. 10,000/- as initial payment on 12.09.2014 evening at his office and to pay the remaining amount after the plan is approved. He also firmly stated that he would not process the file for approval if the demanded bribe is not given. As Sri Palepu Sudhakumar was not willing to pay the bribe amount to Sri Karri Siva Sankara Prasada Rao, Surveyor-cum-Draughtsman for processing his file for the approval of site plan, he gave a report to the Deputy Superintendent of Police, ACB, Visakhapatnam Range to take necessary action against Sri Prasad, Surveyor-cum-Draughtsman, VUDA, Visakhapatnam".

3. And whereas, the Deputy Superintendent of Police, Anti-Corruption Bureau, Visakhapatnam, after following due procedure registered the said report as a case in Crime N.23/RCT-VSP/2014, u/s 7 of Prevention of Corruption Act, 1988 (Central Act 49 of 1988) at 0900 hours on 12.09.2014, took up investigation and organized to lay trap against Sri Siva Sankara Prasad Rao.

4. And whereas, during the course of trap, on 12.09.2014 at 1305 hours Sri Karri Siva Sankara Prasad Rao, S/o Demudu, Surveyor-cum-Draughtsman, Planning Wing, VUDA, Visakhapatnam was trapped when he further demanded and accepted the bribe amount of Rs. 10,000/- from Sri Paalepu Sudhakumar. Pursuant to information by Sri Karri Siva Sankara Prasad Rao, the bribe amount of Rs. 10,000/- was recovered

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from his left side trouser's hip pocket. The serial numbers of the said currency were compared with the serial numbers mentioned in the pre-trap proceedings and found tallied. Both hand fingers and the inner linings of left trouser's hip pocket of Sri Karri Siva Sankara Prasada Rao, Surveyor-cum-Draughtsman, VUDA which came into contact with tainted currency, yielded positive result, when they were subjected to chemical test. The Deputy Superintendent of Police, ACB, Visakhapatnam seized the tainted cash of Rs. 10,000/- and the black colour jeans trouser of Sri Karri Siva Sankara Prasad Rao, relevant records, resultant solutions and prepared rough sketch of scene of offence.

5. And whereas, the above said acts of Sri Karri Siva Sankara Prasad Rao, Surveyor-cum-Draughtsman, Planning Wing, VUDA, Visakhapatnam constitute offences punishable U/S 7 and sub-section (2) of Section 13 read with clause (d) of sub-section (1) of section 13 of the Prevention of Corruption Act (Central Act 49 of 1988).

6. And whereas, Government of A.P., Hyderabad being the competent authority to remove Sri Karri Siva Sankara Prasad Rao, Surveyor-cum-Draughtsman, Planning Wing, VUDA,Visakhapatnam from the Government service and after fully and carefully examining the material (i.e. FIR, pre and post trap proceedings, statements of witnesses, relevant records, explanation of Sri Karri Siva Sankara Prasad Rao and final report of Director General, Anti Corruption Bureau, etc.,) placed before them in respect of the above case and having regard to the facts and circumstances of the case, consider that, Sri Karri Siva Sankara Prasad Rao, Surveyor-cum-Draughtsman, Planning Wing, VUDA, Visakhapatnam should be prosecuted in a Court of Law for the aforesaid offences.

7. Now, therefore, in exercise of the powers conferred under clause (b) of sub-section (1) of Section 19 of the Prevention of Corruption Act, 1988 (Central Act 49 of 1988) Government, of A.P., hereby accord sanction for prosecution of Sri Karri Siva Sankara Prasad Rao, Surveyor-cum-Draughtsman, Planning Wing, VUDA, Visakhapatnam for the above said offences punishable under section 7 and sub-section (2) of Section 13 read with clause (d) of sub-section (1) of section 13 of Prevention of Corruption Act 1988 (Central Act 49 of 1988), and for any other cognate offences punishable under any other provisions of law for the time being in force in respect of the aforesaid act and for taking cognizance of the said offences by a Court of competent jurisdiction.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

R.KARIKAL VALAVEN
PRINCIPAL SECRETARY TO GOVERNMENT

To
The Director General,
Anti-Corruption Bureau,
AP, Hyderabad